

PAUL J. MAGINOT  
HAROLD C. MOORE  
MICHAEL D. BECK  
DAVID M. LOCKMAN A  
JAMES D. WOOD  
RUSSELL E. FOWLER II  
GERALD W. ROBERTS  
DAVID R. MOORMAN  
A GEORGIA & OHIO BARS ONLY

MAGINOT, MOORE & BECK LLP  
PATENT AND TRADEMARK ATTORNEYS

CHASE TOWER  
111 MONUMENT CIRCLE, SUITE 3250  
INDIANAPOLIS, INDIANA 46204-5115

TELEPHONE (317) 638-2922  
FACSIMILE (317) 638-2139

RECEIVED  
CENTRAL FAX CENTER

MAY 18 2006

FACSIMILE COVER SHEET

To: EXAMINER RICHARD R. SHAFFER

Fax #: 571-273-8300

Company: USPTO - ART UNIT 3733

From: MICHAEL D. BECK

Date: May 18, 2006

Number of Pages: 7 (including cover sheet)

MESSAGE: S.N. 10/624,066

Resp. To OA/Request for Reconsideration

The information contained in this facsimile message is *privileged and confidential*, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of the communication is strictly prohibited. If you receive the communication in error, please immediately notify this office by collect telephone call and return the original message to this office at the address shown above via United States Postal Service. Thank you for your cooperation.

1842-0018

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Johnson et al. ) Examiner: Richard R. Shaffer  
Application No.: 10/624,066 ) Art Unit: 3733  
Filed: July 21, 2003 ) Confirmation No. 5163  
TISSUE DISTRACTION DEVICE ) May 18, 2006

RECEIVED  
CENTRAL FAX CENTER

MAY 18 2006

REQUEST FOR RECONSIDERATION

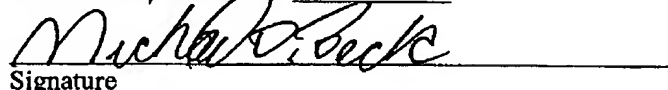
MAIL STOP AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please consider the following amendment and arguments in response to the Final Office Action dated May 4, 2006. This response is being filed within two months of this mailing date (which expires on July 4, 2006). It is believed that no extensions of time or associated fees are due; however, in the event that an extension is required, the Commissioner is requested to provide such extension and is authorized to deduct the necessary fees from Deposit Account 13-0014.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office on May 18, 2006 to the central facsimile number 571-273-8300.



Signature

Michael D. Beck

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.